



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------------|-------------|----------------------|---------------------|------------------|
| 09/847,885 | 05/02/2001 | Robert Nakayama | 18564-005910 | 5809 |
| 22428 | 7590 | 11/08/2006 | EXAMINER | |
| FOLEY AND LARDNER LLP | | | TALBOT, BRIAN K | |
| SUITE 500 | | | ART UNIT | PAPER NUMBER |
| 3000 K STREET NW | | | | |
| WASHINGTON, DC 20007 | | | 1762 | |

DATE MAILED: 11/08/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

**UNITED STATES DEPARTMENT OF COMMERCE****U.S. Patent and Trademark Office**

Address: COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, Virginia 22313-1450

| APPLICATION NO./ CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR / PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
|---------------------------------|-------------|---|---------------------|
|---------------------------------|-------------|---|---------------------|

091847885

EXAMINER

ART UNIT PAPER

20061103

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

This correspondence was initiated by Applicant's telephone call on 11/3/06. It is to clarify that Applicant did indeed address the 35 USC first paragraph rejection in the non-final rejection (3/13/06) with arguments without any amendment to the claims. Applicant's proposed after-final amendment, filed 9/28/06, has been considered but not found persuasive.

 11/3/06

Brian K Talbot
Primary Examiner
Art Unit: 1762